



**DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS – MOBILE DISTRICT  
MONTGOMERY FIELD OFFICE  
605 MAPLE STREET  
BUILDING 1429, ROOM 105  
MAXWELL AFB, AL 36112**

**CESAM-RD-NB-M  
PUBLIC NOTICE NO. SAM-2013-00405-JSC**

**November 26, 2013**

**JOINT PUBLIC NOTICE  
U.S. ARMY CORPS OF ENGINEERS AND  
STATE OF ALABAMA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PROPOSED DISCHARGE OF FILL MATERIAL IN ASSOCIATION  
WITH THE DEVELOPMENT OF A CITY PARK AND ATHLETIC  
FACILITY IN HOUSTON COUNTY, ALABAMA**

**TO WHOM IT MAY CONCERN:** This District has received an application for a Department of the Army (DA) permit pursuant to Section 404 of the Clean Water Act (33 USC 1344). This public notice is being distributed to all known interested persons to assist in developing facts on which a decision by the Corps can be based. Please communicate this information to interested parties.

**APPLICANT:** City of Dothan  
Attention: Mayor Mike Schmitz  
Post Office Box 2128  
Dothan, Alabama 36302

**AGENT:** Northstar Engineering Services, Incorporated  
Attention: Mr. Jason Sawyer  
2431 Hartford Highway  
Dothan, Alabama 36305

**LOCATION:** The project site is located off of Campbellton Road in Section 2 of Township 2 North, and Range 26 East in Dothan, Houston County, Alabama. The parcel is approximately 87.59 acres (ac) in size and is located at 31.18222° N, 85.409741° W. The area is depicted on the Dothan West, Alabama Quadrangle, United States Geological Survey Topographic Map (Figure 1). The site is within the Chipola River watershed (HUC 03130012).

**PROPOSED WORK:** The applicant is requesting authorization for the discharge of fill material into 3.5 ac of waters of the U.S. The proposed work includes permanently filling Pond 1 for construction of a new city park and athletic facilities. In

addition, the applicant is proposing to drain and dredge silt and sediment from Pond 2 (3.7 ac) in order to facilitate the installation of a new outlet structure (Figures 2 and 3).

**AVOIDANCE & MINIMIZATION:** The applicant initially considered an alternative property to the north of the proposed location. The parcel in question was both commensurate in size to the current project site and is centrally located to residential subdivisions. However, further investigation determined that the alternative site contained approximately 28 ac of high quality wetlands adjacent to Beaver Creek, and park development would have required impacting a large amount of the wetlands on the site.

The selected parcel contains a combination of 7.2 ac of open water and littoral wetlands, as well as 1.92 ac of palustrine forested wetlands. Steps in avoidance and minimization to impacts WOUS, including wetlands were employed during the review, design and decision making process regarding the proposed site. Current project design minimizes impacts to 1.92 ac of onsite palustrine wetlands and temporarily impacting 3.7 ac of open water/littoral wetlands. *(The Corps has not fully evaluated the adequacy of the proposed avoidance and minimization).*

**COMPENSATORY MITIGATION:** The applicant currently developing a draft compensatory mitigation plan, and proposes to mitigate for unavoidable impacts to waters of the U.S. through the implementation of off-site permittee responsible mitigation within the Chipola River watershed.

**WATER QUALITY:** The applicant is preparing their application for certification from the State of Alabama in accordance with Section 401(a) (1) of the Clean Water Act, and upon completion of the required advertising, a determination relative to certification will be made.

This public notice is being distributed to all known interested persons in order to assist in developing facts on which a decision by the U.S. Army Corps of Engineers (Corps) can be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water

quality, energy needs, safety, food production, and in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and the overall public interest of the proposed activity.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state with particularity, the reasons for holding a public hearing. Evaluation of the probable impacts involving discharges of dredged or fill material into waters of the United States will include the application of the Section 404(b)(1) guidelines established by the Administrator of the U.S. Environmental Protection Agency.

**HISTORIC PROPERTIES:** The National Register of Historic Places (NRHP) will be consulted for properties listed in or eligible for listing in the National Register which would be affected by the proposed work. This action will constitute the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the project area. In addition to this review, the applicant has submitted a project concurrence letter from the Deputy State Historic Preservation Officer dated June 11, 2013 (File number: AHC 13-0929) stating that project activities will not have an adverse on cultural resource eligible for listing on the NRHP. Copies of this notice are being sent to the Alabama Historical Commission.

**ENDANGERED SPECIES:** A preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicated that the proposed activity will not affect listed endangered or threatened species, or their critical habitat. In addition to this review, the applicant requested project review by the U.S. Fish and Wildlife Service and received a stamped reply dated June 3, 2013 stating that neither federally listed species nor designated critical habitat are known to occur within the project area (File number: 2013-TA-0448). Copies of this notice are being sent to the U.S. Fish and Wildlife Service.

Any correspondence concerning this publication should refer to this Public Notice **SAM-2013-00405-JSC** and should be directed to the following address:

District Engineer:

U. S. Army Engineer District, Mobile  
Regulatory Division, Montgomery Field Office  
Attention: James S. Cherry, II  
605 Maple Street  
Bldg. 1429, Room 105  
Maxwell, AFB, AL 36112

with a copy to the :

Director  
Alabama Department of Environmental Management  
Post Office Box 301463  
Montgomery, Alabama 36130-1463

All comments should be received no later than **30 days** from the date of issuance of this Public Notice.

Enclosed to assist you with your review are: Vicinity map; Topographic map; Wetland Delineation Map; Site Master Plan; Proposed Impacts Maps.

If you have any questions concerning this publication, you may contact the Project Manager via e-mail at [james.s.cherry@usace.army.mil](mailto:james.s.cherry@usace.army.mil) or telephone number (334) 953-2172. Please refer to the above Public Notice number.

For additional information about the Mobile District's Regulatory Program, please take a moment to visit our web site at <http://per2.nwp.usace.army.mil/survey.html>, while there please take a moment to complete our customer satisfaction survey. Your responses are appreciated and will allow us to improve our services.

Encls

MOBILE DISTRICT  
U.S. Army Corps of Engineers

PROJECT No.  
0008-13

DATE: OCTOBER, 2013

SCALE: USGS SCALE

DRAWN BY:  
J. SAWYER

APPROVED BY:  
P. SANTORA

REVISIONS:

**CITY OF DOTHAN  
JAMES OATES PARK  
PROJECT SITE  
&  
PROPOSED MITIGATION AREA**

**NORTHSTAR**  
ENGINEERING SERVICES

(P)334-673-9895 (F)334-673-1846  
2431 Hartford Hwy Dothan, AL. 36305  
web: www.northstarengineering.com



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FL CERT. OF AUTH.  
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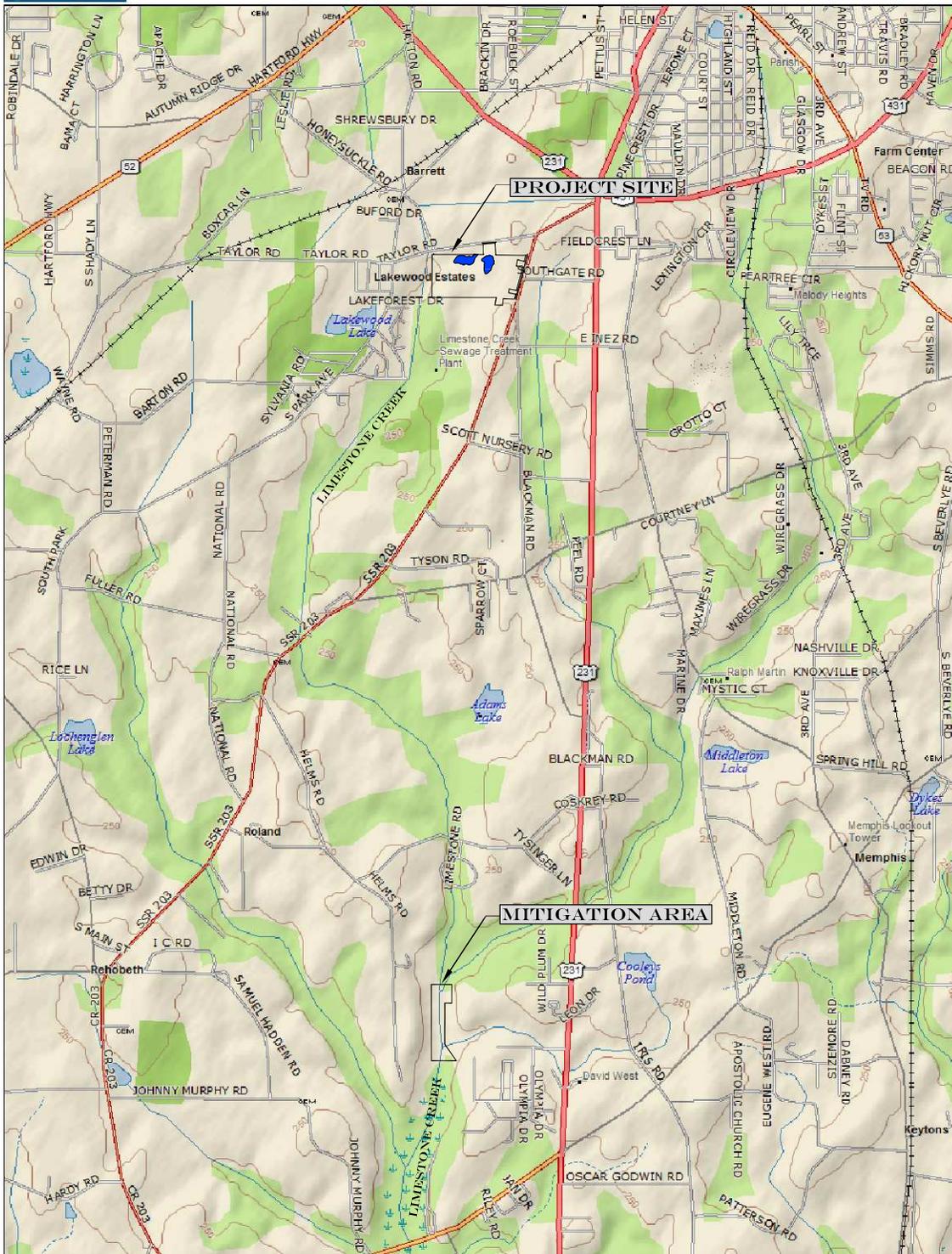
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SHEET 1  
OF 1



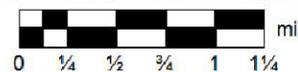
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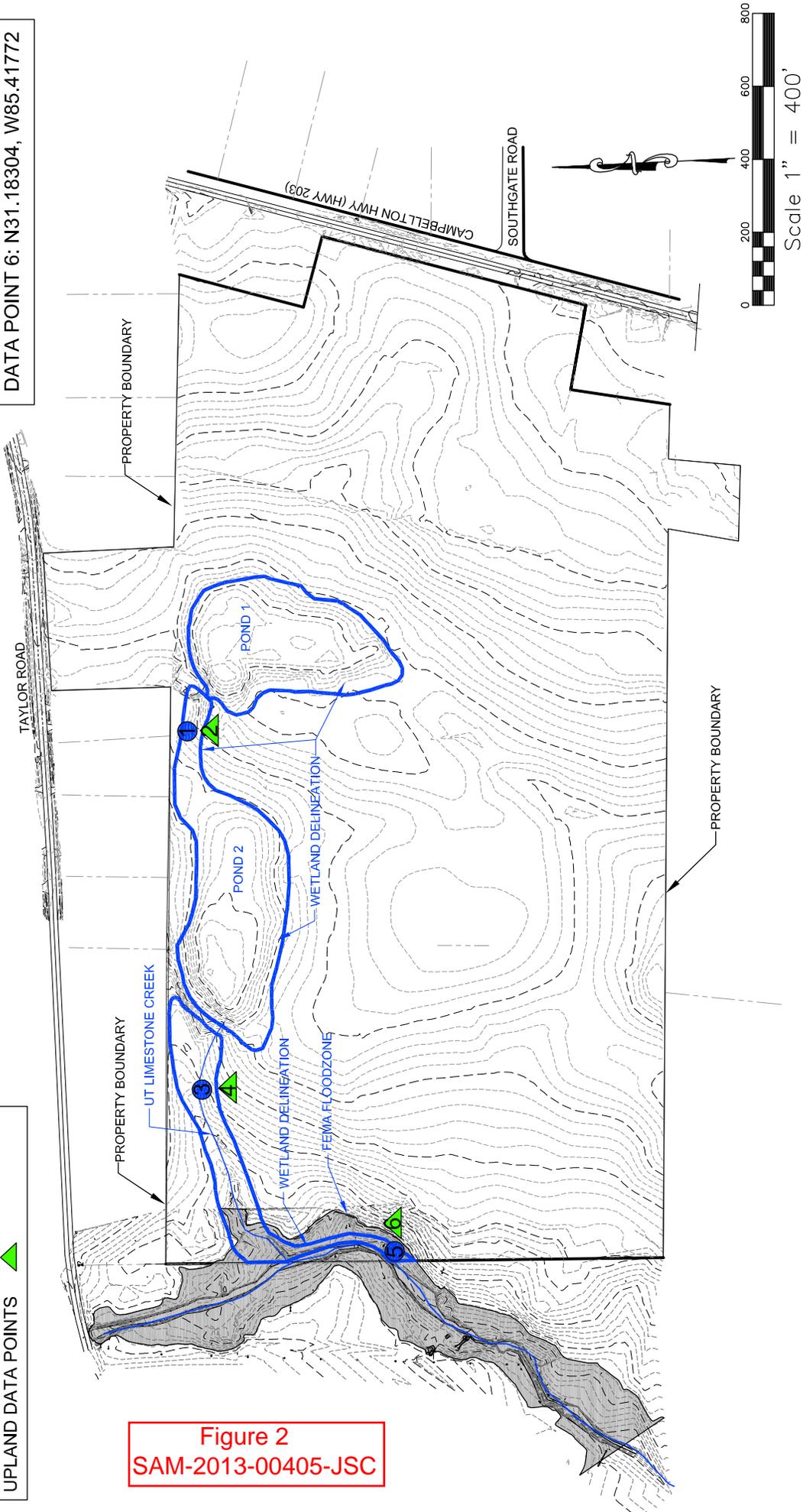


Data Zoom 12-0

**Figure 1  
SAM-2013-00405-JSC**

DATA POINT 1: N31.18466, W85.41333  
 DATA POINT 2: N31.18433, W85.41332  
 DATA POINT 3: N31.18448, W85.41641  
 DATA POINT 4: N31.18417, W85.41641  
 DATA POINT 5: N31.18302, W85.41797  
 DATA POINT 6: N31.18304, W85.41772

PROPERTY BOUNDARY = 87.6 ACRES  
 TOTAL WETLANDS = 9.12 ACRES  
 UT LIMESTONE CREEK = 750 LINEAR FEET  
 WETLAND DATA POINTS ●  
 UPLAND DATA POINTS ▲



**Figure 2**  
**SAM-2013-00405-JSC**

PROJECT No.  
0008-13  
 DATE: OCTOBER, 2013  
 SCALE: 1" = 400'

DRAWN BY:  
J. SAWYER

APPROVED BY:  
P. SANTORA

REVISIONS:

**CITY OF DOTHAN**  
**JAMES OATES PARK**  
**WETLAND DELINEATION**

**NORTHSTAR**  
**ENGINEERING SERVICES**  
 (P)334-673.9895 (F)334-673.1846  
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 web: www.northstarengineering.com

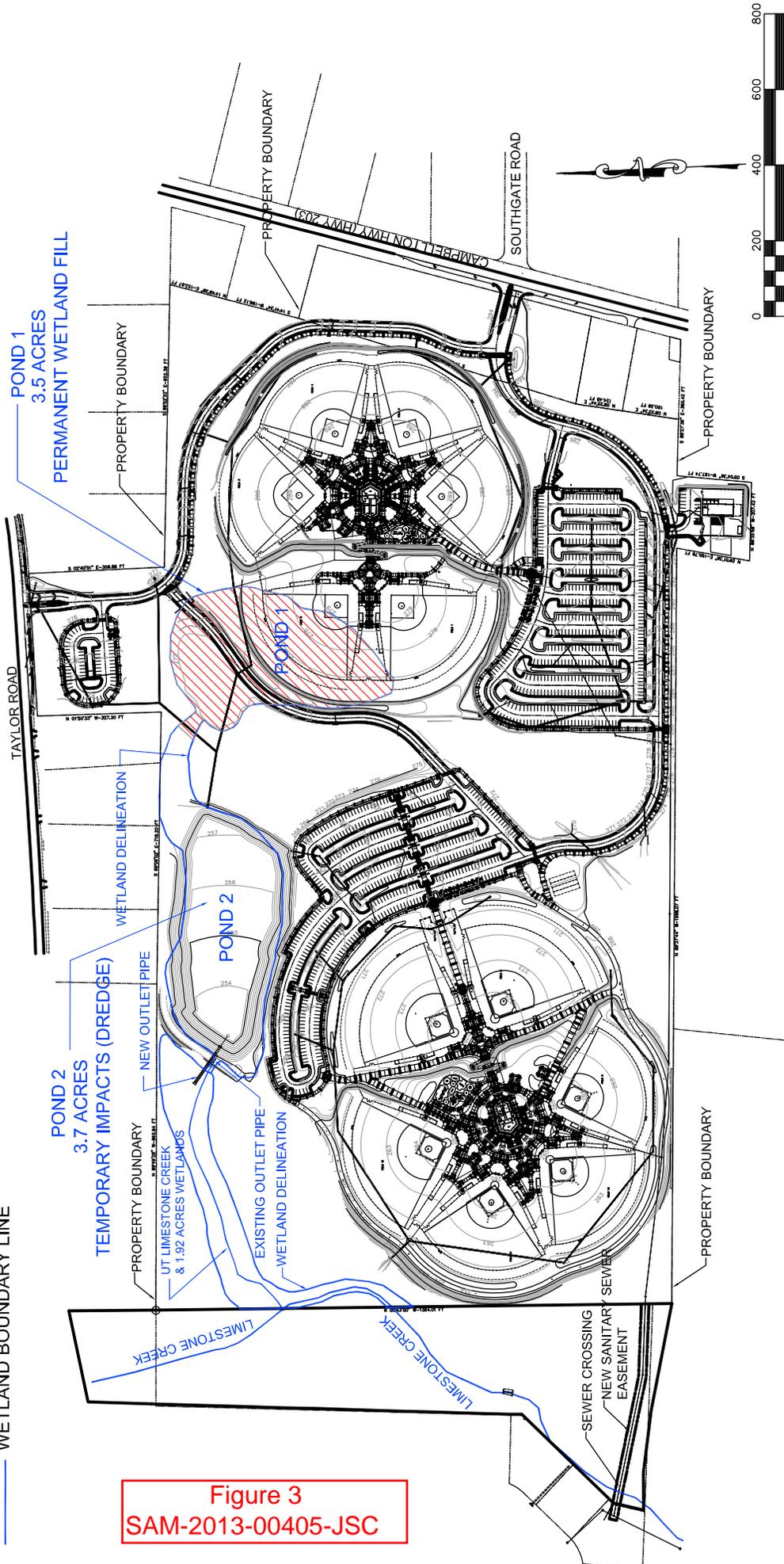
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SHEET 1  
 OF 1

PROPERTY BOUNDARY = 87.6 ACRES  
 TOTAL WETLANDS = 9.12 ACRES  
 TEMPORARY WETLAND IMPACTS (DREDGE) = 3.7 ACRES  
 750 LINEAR FEET (UT LIMESTONE CREEK) = NO IMPACTS

 3.5 ACRES OF PERMANENT WETLAND FILL

 WETLAND BOUNDARY LINE



**Figure 3**  
**SAM-2013-00405-JSC**

PROJECT No.  
 0008-13  
 DATE: OCTOBER, 2013  
 SCALE: 1" = 400'

DRAWN BY:  
 J. SAWYER

APPROVED BY:  
 P. SANTORA

REVISIONS:

**CITY OF DOTHAN  
 JAMES OATES PARK  
 PROPOSED LAYOUT  
 &  
 WETLAND IMPACTS**

**NORTHSTAR**  
 ENGINEERING SERVICES  
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